

Appl. No. 09/879,854
Amendment dated May 21, 2007
Reply to Office Action of December 19, 2007

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REMARKS/ARGUMENTS

Claims 17-18 and 21-41 are now pending in this application. Claims 1-16 and 19-20 are cancelled without prejudice to, or disclaimer of any previously claimed subject matter.

Applicants are pleased to note that the Examiner has indicated that Applicant's response filed August 31, 2006 has overcome the objections to the specification and claims and the claim rejections under 35 U.S.C. § 112 first paragraph.

Double Patenting Rejection

The Examiner has rejected claims 17 and 21-41 under nonstatutory obviousness-type double patenting as allegedly unpatentable over claims 1-16 of U.S. Patent No. 6,245,749 ('749 patent) to Schinazi *et al.* in view of U.S. Patent No. 5,703,058 to Schinazi *et al.* ('058 patent). Solely to promote prosecution, a Terminal Disclaimer which disclaims the terminal part of the statutory term of any patent granted on the instant application that would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,245,749 is enclosed with this paper.

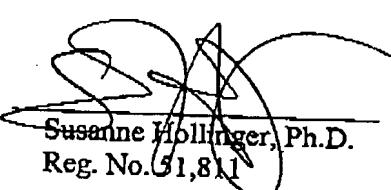
Conclusion

Applicants respectfully submit that the current response overcomes the Examiner's rejection. Withdrawal of the outstanding rejection is respectfully requested. The Commissioner is authorized to charge any deficiency to Deposit Account 11-0980.

Respectfully submitted,

Date: May 21, 2007
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